

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

J.W., A MINOR, by and through her guardian
Angela Johnson, CRYSTAL SCHULTZ,
MICHELE EUSEBE, JUSTIN MEDINA,
ARTHUR PODROYKIN, and KATHERINE
CHAUDHRY, individually and on behalf of
all others similarly situated,

Plaintiff,

vs.

LIVANOVA USA, INC.

Defendant.

CIVIL ACTION NO. 4:24-CV-02250

JOINT MOTION TO STAY AND NOTICE OF MEDIATED SETTLEMENT

Plaintiffs and Defendant jointly move to stay all case deadlines in the above-captioned proceedings based on a mediated settlement. The Parties have mediated and reached an agreement in principle on the material terms of a class wide settlement. The Parties intend to file their comprehensive settlement agreement along with Plaintiffs' Motion for Preliminary Approval within 60 days of today or December 2, 2024. In light of the mediated settlement, the Parties respectfully move the Court for an order staying all deadlines pending the filing of the Motion for Preliminary Approval and thereafter a Motion for Final Approval of the settlement.

Dated: October 4, 2024

KENDALL LAW GROUP, PLLC

/s/ Joe Kendall

JOE KENDALL
Texas Bar No. 11260700
SDTX Bar No. 30973
3811 Turtle Creek Blvd., Suite 825
Dallas, Texas 75219

Respectfully submitted,

HUNTON ANDREWS KURTH LLP

/s/ Neil Gilman

Neil Gilman (*pro hac vice*)
ngilman@huntonak.com
Perie Reiko Koyama (*pro hac vice*)
pkoyama@huntonak.com
2200 Pennsylvania Avenue, NW

214-744-3000 / 214-744-3015 (Facsimile)
jkendall@kendalllawgroup.com

Jeff Ostrow (*pro hac vice*)
KOPELOWITZ OSTROW P.A.
1 West Las Olas Blvd., Ste. 500
Fort Lauderdale, FL 33301
ostrow@kolawyers.com
Telephone: (954) 332-4200

Washington, D.C. 20037
Telephone: (202) 955-1500

M. Kaylan Dunn
Texas State Bar No. 24076359
Federal I.D. No. 1171046
kaylandunn@huntonak.com
Ashley Kahn
Texas State Bar No. 24087824
Federal I.D. No. 2149600
ashleykahn@huntonak.com
600 Travis, Suite 4200
Houston, Texas 77002
Telephone: (713) 220-4200

CERTIFICATE OF SERVICE

I hereby certify that on October 4, 2024, the foregoing document was electronically filed using the Court's electronic case filing (ECF) system, which automatically sends notice of electronic filing via the email addresses of all counsel of record.

/s/ Joe Kendall
Joe Kendall